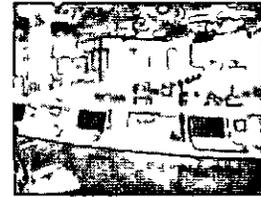
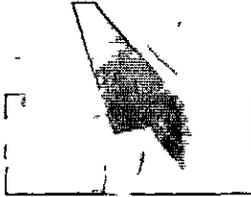


# AGENDA



**Thursday, September 25, 2008**

The Austin City Council will convene at 10 00 AM on  
Thursday, September 25, 2008 at Austin City Hall  
301 W Second Street, Austin, TX

AUSTIN CITY CLERK  
POSTING DATE/TIME

2008 SEP 19 PM 5 32



Mayor Will Wynn  
Mayor Pro Tem Brewster McCracken  
Council Member Lee Leffingwell, Place 1  
Council Member Mike Martinez, Place 2  
Council Member Randi Shade, Place 3  
Council Member Laura Morrison, Place 4  
Council Member Sheryl Cole, Place 6

For meeting information, contact City Clerk, 974-2210

*The City Council will go into a closed session under Chapter 551 of the Texas Government Code to receive advice from legal counsel, to discuss matters of land acquisition, to discuss personnel matters, to discuss or take action on a "competitive matter" of Austin Energy as provided for under Section 551 086, or for other reasons permitted by law as specifically listed on this agenda. If necessary, the City Council may go into a closed session as permitted by law regarding any item on this agenda.*

## **Reading and Action on Consent Agenda**

### **Action on the Following:**

#### **Ordinances / Resolutions / Motions -**

**All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.**

## **9:55 AM -- Invocation**

Pastor Don Vandeslice, Mosaic Austin

## **10:00 AM -- City Council Convenes**

**Announcements of proposed items for upcoming council meeting. (No discussion on these items.)**

## **Approval of Minutes**

- 1 Approval of the minutes of the Austin City Council from the regularly scheduled meeting of August 28, 2008 and the special called meeting of September 8, 2008

## **Austin Energy**

- 2 Approve issuance of a rebate in the amount of \$51,216 37 to the Greater Austin Performing Arts Center, also known as the Long Center for the Performing Arts, for the installation of high efficiency lighting, chillers, cooling towers and NEMA premium motors at their newly renovated center at 701 W Riverside Drive, Austin, Texas. Funding in the amount of \$51,216 37 is available in the Fiscal Year 2007-2008 Operating Budget of Austin Energy in the Conservation Rebates and Incentives Fund Recommended by the Electric Utility Commission
- 3 Approve an ordinance authorizing acceptance of \$12,500 in operational funds from Research and Development Solutions, LLC, at the Department of Energy's National Energy Technology Laboratory, Pittsburgh, PA, and amending the Fiscal Year 2008-2009 Austin Energy Operating Budget of Ordinance No 20080908-002 to appropriate \$12,500 for administration of the Central Texas Clean Cities program. Funding in the amount of \$12,500 is available from Research and Development Solutions, LLC, at the Department of Energy's National Energy Technology Laboratory. Recommended by the Electric Utility Commission

- 4 Approve issuance of a rebate in the amount of \$126,411.36 to Austin Samsung Semiconductor for the installation of energy efficient equipment at their new construction project at 12100 Samsung Boulevard, Austin, Texas. Funding in the amount of \$126,411.36 is available in the Fiscal Year 2007-2008 Operating Budget of Austin Energy in the Conservation Rebates and Incentives Fund. Recommended by the Electric Utility Commission and the Resource Management Commission.
- 5 Authorize negotiation and execution of an Interlocal Agreement with the State of Texas Energy Conservation Office (SECO) for grant funding in the amount of \$30,000 to extend the City's involvement in the Clean Cities program with funding for twelve months. Grant funding is available from the State of Texas Energy Conservation Office. No match is required. Recommended by the Electric Utility Commission.
- 6 Approve an ordinance authorizing acceptance of \$100,000 grant funds from the State Energy Conservation Office (SECO) through an existing Interlocal Agreement and amending the Fiscal Year 2008-2009 Austin Energy Operating Budget of Ordinance No 20080908-002 to appropriate \$100,000 for the design, purchase and installation of solar photovoltaic systems in six schools within Austin Energy's service area. Funding in the amount of \$100,000 is available from the State Energy Conservation Office (SECO). Austin Energy will fund an in-kind match in the amount of \$50,000, available in the Fiscal Year 2008-2009 Austin Energy Operating Budget in the Conservation Rebates and Incentives Fund. Recommended by the Resource Management Commission on June 17, 2008.
- 7 Approve a two-year membership in the Texas Rail Relocation and Improvement Association, a statewide coalition of municipal, county and state elected officials, groups, and others, in support of an economic development initiative to relocate heavy rail traffic lines currently located within metropolitan areas in an amount not to exceed \$50,000 over two years. Funding in the amount of \$25,000 is available in the Fiscal Year 2007-2008 Operating Budget of Austin Energy. Funding for the remaining \$25,000 is contingent upon available funding in future budgets. Recommended by the Electric Utility Commission.

#### **Austin Water Utility**

- 8 Approve an ordinance authorizing negotiation and execution of an amendment to an existing cost reimbursement agreement with Walters Southwest Development allowing an increase in cost reimbursement for professional services costs for engineering design and project management for a total amount not to exceed \$456,765, changing the schedule for cost reimbursement payments, and waiving the requirements of Section 25-9-67 of the City Code relating to cost reimbursement payment schedule. Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Austin Water Utility. Recommended by the Water and Wastewater Commission.

#### **Community Court**

- 9 Authorize the execution of Contract Amendment No. 4 to the Interlocal Cooperation Agreement with Austin/Travis County Mental Health and Mental Retardation Center to amend the performance measures and to extend the contract for an additional 12 month period for the provision of treatment services for certain Class B enhanced public intoxication offenders known as Project Recovery in an amount not to exceed \$423,040. Funding in the amount of \$423,040 is available in the Fiscal Year 2008-2009 Operating Budget for this program for Community Court.

## Contract and Land Management

- 10 Approve an ordinance vacating the 8900 Block of Cameron Road to join the 0.8032 acre parcel to the adjacent 3.0750 acre property located on the east side of Pleasant Lane to allow the property owner to better utilize the property. Recommended by the Zoning and Platting Commission and the Urban Transportation Commission.
- 11 Authorize execution of a contract through the TASB Buy Board, a Cooperative Purchasing Network, with LD TEBBEN COMPANY INC, Austin, TX, for the purchase of weatherproofing and roofing services at the Public Access Community Television facility in an amount not to exceed \$175,000. Funding is available in the Fiscal Year 2008-2009 Capital Improvement Fund of the Finance and Administrative Services Department. Cooperative Purchase thru the TASB Buy Board, a Cooperative Purchasing Network. LD Tebben Company Inc has been approved through the competitive bid procurement process outlined by Texas statute. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase, therefore, it is exempted under Chapter 252.022 of the Texas Local Government Code and no goals were established for this solicitation.
- 12 Authorize execution of Change Order #5 to the construction contract with HAEGELIN CONSTRUCTION CO, LTD, Austin, TX for ACWP Govalle 2 – Travis Heights Wastewater Improvements in the amount of \$479,967 for a total contract amount not to exceed \$3,847,795.40. Funding in the amount of \$479,967 is available in the Fiscal Year 2007-2008 Capital Budget of the Austin Water Utility. This contract was awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 17.17% MBE and 8.42% WBE subcontractor participation to date including this change order. Recommended by the Water and Wastewater Commission.
- 13 Authorize negotiation and execution of Change Order #6 to the construction contract with JAY-REESE CONTRACTORS, INC, (NON-CERTIFIED 79.64%) Austin, Texas, for the ACWP Govalle 5 – Wethersfield Hartford Wastewater Improvements in the amount of \$518,151, for a total contract amount not to exceed \$6,162,795. Funding in the amount of \$518,151 is available in the Fiscal Year 2007-2008 Capital Budget of the Austin Water Utility. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 6.54% MBE and 4.50% WBE subcontractor participation to date including this change order. Recommended by the Water and Wastewater Commission.
- 14 Authorize execution of a construction contract with ASPHALT PAVING COMPANY OF AUSTIN, INC, Buda, Texas for the 2008 Miscellaneous Streets Overlay project in an amount of \$3,513,085 plus a \$175,655 contingency for a total contract amount not to exceed \$3,688,740. Funding is available in the Fiscal Year 2007-2008 Operating Budget of the Public Works Department. Lowest bid of three bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 11.39% MBE and 45.01% WBE subcontractor participation.
- 15 Authorize execution of a construction contract with AUSTIN UNDERGROUND, INC, (MBE/MH-87.49%) Lago Vista, Texas for TSM – Braker at IH 35 Intersection Improvement in an amount of \$343,739.90 plus a \$17,187 contingency, for a total contract amount not to exceed \$360,926.90. Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Public Works Department. Lowest bid of three received. This contract was awarded in compliance with Chapter 2-9A of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) by meeting the goals with 0.00% MBE and 4.36% WBE subcontractor participation.
- 16 Authorize negotiation and execution of an 18-month lease renewal with the possibility of future renewals for 8,000 square feet of office and warehouse space for the Vector Control Program of the Health and Human Services Department, located at 4122 Todd Lane, from MINA PARVEN, Austin, TX, in an amount not to exceed \$93,600 for the initial

renewal Funding in the amount of \$57,200 is available in the Fiscal Year 2008-2009 Operating Budget of the Health and Human Services Department Funding for the remaining lease term period is contingent upon available funding in future budgets

- 17 Approve the negotiation and execution of a 36-month lease renewal with the possibility of additional future renewals for 1,000 square feet of office warehouse space for the Environmental Resource Management Division of the Watershed Protection and Development Review Department, located at 720 Bastrop Highway, Suite 218, from BASTROP BUSINESS PARK, LP, Austin TX, in an amount not to exceed \$30,600 for the initial renewal term Funding in the amount of \$9,350 is available in the Fiscal Year 2008-2009 Operating Budget of the Watershed Protection and Development Review Department Funding for the remaining lease term period is contingent upon available funding in future budgets
- 18 Authorize negotiation and execution of an amendment to the professional services agreement with the following 13 firms ESPEY CONSULTANTS, INC , Austin, TX, MWM DESIGN GROUP (MBE/MH), Austin, TX, PBS&J, Austin, TX, RAYMOND CHAN & ASSOCIATES, INC (MBE/MA), Austin, TX, DAVCAR ENGINEERING SERVICES, (MBE/MH) Austin, TX, K FRIESE & ASSOCIATES, INC , (WBE/FW) Austin, TX, OTHON, INC , Austin, TX, HEJL, LEE & ASSOCIATES, INC , (MBE/MA) Austin, TX, JACOBS CARTER BURGESS, INC , Austin, TX, BROWN & GAY ENGINEERS, INC , Austin, TX, DANNENBAUM ENGINEERING COMPANY-AUSTIN, LLC, Austin, TX, BLACK & VEATCH CORPORATION, Austin, TX, and KELLOGG BROWN & ROOT, Austin, TX to provide engineering services for the Water and Wastewater System Pipeline Engineering Rotation List for the Years 2008 through 2011 or until available funding authorization is expended, in the amount of \$9,750,000 in authorization plus \$750,000 unallocated to one firm for a total of \$10,500,000 Funding is available in the Fiscal Year 2008-2009 Capital and/or Operating and Maintenance budgets of the Austin Water Utility This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) by meeting goals with 16 50% MBE and 14 20% WBE subcontractor participation Reviewed by the Water and Wastewater Commission
- 19 Authorize negotiation and execution of a professional services agreement with BLACK & VEATCH CORPORATION, AUSTIN, TX for preliminary engineering and environmental consideration investigations for the Jollyville Transmission Main from Water Treatment Plant 4 project, in an amount not to exceed \$4,500,000 Funding is available Fiscal Year 2008-2009 Capital Budget of the Austin Water Utility Best qualification statement of 12 statements received This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 16 50% MBE and 14 50% WBE subconsultant participation Reviewed by the Water & Wastewater Commission
- 20 Authorize negotiation and execution of an amendment to the professional services agreement with URS CORPORATION, A NEVADA CORPORATION, Austin, TX for additional preliminary engineering and program management services for the South I H 35 Water and Wastewater Infrastructure Improvements Program in an amount not to exceed \$3,597,794 for a total contract amount not to exceed \$6,597,794 Funding is available in the Fiscal Year 2007-2008 Capital budget of the Austin Water Utility This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise procurement Program) with 23 97% MBE and 14 67% WBE subconsultant participation to date Reviewed by Water and Wastewater Commission
- 21 Authorize negotiation and execution of amendment to the professional services agreement with LOCKWOOD, ANDREWS and NEWNAM, INC , Austin, TX, for additional design and construction phase services for the Spicewood Springs Pump Station Improvements in an amount not to exceed \$450,000, for a total authorization of \$1,250,000 Funding in the amount of \$450,000 is available in the Fiscal Year 2007-2008 Approved Capital Budget of the Austin Water Utility Department This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and

Women Owned Business Enterprise Procurement Program) with 16 50% MBE and 29 02% WBE subconsultant participation to date Recommended by the Water and Wastewater Commission

- 22 Authorize negotiation and execution of a professional service agreement with the following two firms INTERA INCORPORATED, Austin, TX and TRC ENVIRONMENTAL CORP , Austin, TX to provide environmental consultation, engineering and project management services for Austin Energy Environmental Services Rotation List, for the years 2008 through 2011 or until available funding authorization is expended, each agreement not to exceed \$1,800,000 with a total of two agreements in an amount not to exceed \$1,800,000 Funding in the amount of \$1,800,000 is available in the Fiscal Year 2007-2008 Capital Budget and/or Operation budget of the Austin Energy Department Best qualification statement of eleven statements received This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 16 50% MBE and 14 20% WBE subcontractor participation Recommended by the Electric Utility Commission
- 23 Authorize reimbursement of costs to Multeck Community Center, L P , a Delaware limited partnership of Simon Property Group, for the purchase and installation of underground chilled water piping and related equipment required to interconnect the Phase II residential, commercial and retail development to the Austin Energy district cooling system located at The Domain in an amount not to exceed \$2,500,000 Funding in the amount of \$2,500,000 is included in the Fiscal Year 2008-2009 Capital Budget for Austin Energy This contract was originally approved as a cost reimbursement on August 4, 2005, and as such was in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) Recommended by the Electric Utility Commission

### **Emergency Medical Services**

- 24 Authorize negotiation and execution of an Interlocal Agreement with Austin Independent School District (AISD) for the provision of Emergency Medical Technician-Basic (EMT-B) training in Austin high schools for an initial term of one year, in an amount not to exceed \$8,000, with two 12-month renewal options, in an amount not to exceed \$8,000 per renewal option, for a total contract amount not to exceed \$24,000 Funding in the amount of \$8,000 was included in the Fiscal Year 2008-2009 Operating Budget of the EMS Department Funding for the renewal options is contingent upon the available funding in future budgets
- 25 Approve a resolution ratifying the Meet and Confer Agreement between the City and the Austin-Travis County EMS Employees Association relating to wages and terms and conditions of employment for Austin Travis County EMS uniformed employees Funding is included in the Fiscal Year 2008-2009 Operating Budget of the General Fund Funding for subsequent years is subject to appropriation by City Council

### **Fire**

- 26 Authorize negotiation and execution of an Interlocal Agreement for Fire Protection Services between the City of Austin and the City of Sunset Valley for the Austin Fire Department to provide fire protection and emergency service response to the full purpose and extra-territorial jurisdiction of the City of Sunset Valley for a period of one year beginning October 1, 2008 with options to renew for up to three one year terms The City of Sunset Valley shall pay Austin an amount to be determined by multiplying the current fiscal year assessed valuation of Sunset Valley by the Fire Protection Tax Rate Anticipated Revenue for 2008-2009 is \$445,000 Fiscal Year 2009-2010 revenue is anticipated to be \$455,000

## Health and Human Services

- 27 Approve the execution of Interlocal Agreements for certain public health services between the City of Austin and the Cities of Village of the Hills, Lakeway, Manor, Sunset Valley, Volente, and Westlake Hills for one-year terms beginning October 1, 2008, with options to renew for up to four one-year renewal terms \$80,605 in revenue is included in the Fiscal Year 2008 - 2009 Operating Budget of the Health and Human Services Department
- 28 Approve an ordinance amending Chapter 10-3, Food and Food Handlers, of the City Code by amending Chapter 10-3, Article 2, Food Manager and Food Handler Certifications, creating offenses and providing penalties Related to Item #69
- 29 Authorize negotiation and execution of Renewal and Amendment Number 1 to the Interlocal Agreement with Travis County under which the City of Austin will provide public health services, including animal control and shelter services, to Travis County for a one-year term beginning October 1, 2008, in exchange for compensation in the amount of \$2,967,883 Funding from Travis County in the amount of \$2,967,883 was included in the Fiscal Year 2008-2009 Budget of the Health and Human Services Department General Fund The first renewal term of the agreement is for the period October 1, 2008 through September 30, 2009
- 30 Approve the execution of an Interlocal Agreement for public health services between the City of Austin and the City of Rollingwood for a one-year term beginning October 1, 2008, with options to renew for up to four one-year terms \$6,270 in revenue is included in the Fiscal Year 2008 - 2009 Operating Budget of the Health and Human Services Department
- 31 Approve an ordinance authorizing acceptance of \$12,038 in grant funds from the U S DEPARTMENT OF HEALTH AND HUMAN SERVICES, HEALTH RESOURCES AND SERVICES ADMINISTRATION, Washington, D C , and amending the Fiscal Year 2007-2008 Health and Human Services Department Operating Budget Special Revenue Fund Ordinance 20070910-003 to appropriate \$12,038 for the Ryan White Part A HIV Minority AIDS Initiative grant program to improve human immunodeficiency virus-related health outcomes by reducing racial and ethnic health disparities Funding in the amount of \$12,038 is available from the Department of Health and Human Services Health Resources and Services Administration The grant period is from August 1, 2008 to July 31, 2009 No City match is required
- 32 Approve an ordinance authorizing acceptance of \$361,072 in grant funds from the Texas Department of State Health Services, Division for Family and Community Health Services, and amending the Fiscal Year 2007-2008 Health and Human Services Department Operating Budget Special Revenue Fund of Ordinance No 20070910-003 to appropriate \$361,072 to reduce the risk of unintentional injuries among children five and younger and to prevent and treat childhood obesity in a clinical care setting Funding in the amount of \$361,072 is available from the TEXAS DEPARTMENT OF STATE HEALTH SERVICES, DIVISION FOR FAMILY AND COMMUNITY HEALTH SERVICES The grant period is from September 1, 2008 through August 31, 2009 No city match is required
- 33 Approve an ordinance authorizing acceptance of \$326,391 in grant funds from the Texas Department of State Health Services, Women, Infants, and Children Program, and amending the Fiscal Year 2007-2008 Health and Human Services Department Operating Budget Special Revenue Fund of Ordinance No 20070910-003 to appropriate \$326,391 for expenses associated with the implementation of an Electronic Benefits Transfer system and for supplemental funding to purchase equipment for overall clinic operations improvement Funding in the amount of \$326,391 is available from the

Texas Department of State Health Services, Women, Infants, and Children's Program  
The grant period is October 1, 2007 through September 30, 2008 No City match is required

#### **Law**

- 34 Authorize negotiation and execution of a legal services agreement with Vinson and Elkins, LLP for legal counsel concerning the effect of Stop Domain Subsidies on the Mueller Development, in an amount not to exceed \$75,000, and authorize legal proceedings seeking a declaration concerning the effect of Stop Domain Subsidies (Proposition 2 on November 4, 2008 ballot) on the City's Mueller Development existing and future contracts and bonds Funding in the amount of \$75,000 is available in EGRSO's Fiscal Year 2007-2008 Operating Budget Related to Item #97

#### **Library**

- 35 Approve an ordinance authorizing the acceptance of \$2,500 in grant funds from the American Library Association for a total grant amount of \$2,500 for the Let's Talk About It Love and Forgiveness in the Light of Death grant program, and amending the Fiscal Year 2007-2008 Library Department Operating Budget Special Revenue Fund of Ordinance No 20070910-003 to appropriate \$2,500 Funding is available from the American Library Association The grant period is August 30, 2008 through July 31, 2009

#### **Neighborhood Housing and Community Development**

- 36 Authorize the City Manager to negotiate and execute a one-year service agreement with the Austin Housing Finance Corporation to manage and operate various housing programs on the City's behalf during Fiscal Year 2008-2009 funded by the City's Federal Housing and Urban Development funds and local housing funds in an amount not to exceed \$8,508,140 The sources to fund the service agreement include (1) Grant Operating Budget - \$930,357 from the City of Austin's Neighborhood Housing and Community Development Housing Operating Fund, \$202,624 from the City's Housing Trust Fund, \$250,000 from the City's UNO-Housing Trust Fund, \$550,000 from the City's S M A R T Housing™ Capital Improvement Project Fund, \$3,689,698 from the City's H U D HOME Grant, \$2,307,708 from the City's H U D Community Development Block Grant, \$41,137 from the City's H U D American Dream Down Payment Grant, \$259,381 from the City's H U D Community Development Block Grant Program Income Revolving Loan Fund, and, \$277,235 from the City's H U D HOME Program Income
- 37 Authorize the City Manager to negotiate and execute a one-year service agreement with the Austin Housing Finance Corporation to manage and operate various housing programs for the City during Fiscal Year 2008-2009 funded by proceeds from the City's General Obligation housing bonds in an amount not to exceed \$10,500,000 The source to fund the annual AHFC budget includes \$10,500,000 from the City General Obligation Bonds funds

#### **Neighborhood Planning & Zoning**

- 38 Approve second/third readings of an ordinance adopting an interim update to the Austin Tomorrow Comprehensive Plan Recommended by Planning Commission
- 39 Approve third reading of an ordinance amending Chapter 25-2 of the City Code relating to University Neighborhood Overlay (UNO) District redevelopment requirements

## **Office of Emergency Management**

- 40 Approve an ordinance authorizing acceptance of \$8,350 in grant funds from the State of Texas, Governor's Division of Emergency Management, Fiscal Year 2008 Emergency Management Performance Grant (EMPG) Program, and amending the Fiscal Year 2007-2008 Public Safety and Emergency Management Department Operating Budget Special Revenue Fund of Ordinance No 20070910-003 to appropriate \$8,350 in funding for a total grant amount of \$133,350 to improve mitigation, preparedness, response, and recovery capabilities for the City of Austin. Funding in the amount of \$133,350 is available from the State of Texas, Governor's Division of Emergency Management. A match of \$133,350 is included in the Fiscal Year 2007-2008 Public Safety and Emergency Management Department Operating Budget.

## **Parks and Recreation**

- 41 Authorize negotiation and execution of an Interlocal Agreement with Austin Community College (ACC) for the temporary use of parkland for parking space.
- 42 Authorize negotiation and execution of an Interlocal Agreement with the UNIVERSITY OF TEXAS LADY BIRD JOHNSON WILDFLOWER CENTER to prepare a plan to restore the native vegetation along West Bouldin Creek Greenbelt in an amount not to exceed \$40,000. Funding is included in the Fiscal Year 2007 - 2008 Capital Budget of the Watershed Protection and Development Review Department.

## **Police**

- 43 Authorize negotiation and execution of Amendment No 2 to the Interlocal Agreement for Booking and Related Services between Travis County and the City of Austin the amount of \$5,052,328 for Fiscal Year 2008-2009. Funding is available in the Fiscal Year 2008-2009 Operating Budget of the Austin Police Department.
- 44 Approve a Resolution ratifying the Meet and Confer Agreement between the City and the Austin Police Association relating to wages, hours, and terms and conditions of employment for Austin Police Officers. Funding is included in the Fiscal Year 2008- 2009 Operating Budget of the General Fund. Funding for subsequent years is subject to appropriation by City Council.
- 45 Approve an ordinance authorizing acceptance of an additional \$4,500 in grant funding from the State of Texas, Office of the Comptroller of Public Accounts, Statewide Tobacco Education and Prevention Grant, and amending the Fiscal Year 2007-2008 Police Department Operating Special Revenue Fund of Ordinance No 20070910-003 to appropriate \$4,500 for a total grant amount of \$36,500 to reduce the distribution of cigarettes and tobacco products to minors. Funding in the amount of \$36,500 is available from the State of Texas, Office of the Comptroller of Public Accounts, Statewide Tobacco Education and Prevention Grant, to increase the enforcement and compliance of tobacco laws for the grant period September 1, 2008 - August 31, 2009. A cash match is not required.

## **Public Safety and Emergency Management**

- 46 Approve a resolution authorizing the City Manager to negotiate and execute Interlocal Agreements with municipalities affected by Hurricane Ike to provide aid, including, but not limited to, emergency personnel, debris removal personnel, equipment and other aid as requested by the affected municipalities.

## Public Works

- 47 Approve an ordinance amending City Code Section 12-4-64(D) to establish a maximum speed limit of 25 miles per hour on certain streets within the area bounded by Enfield Road, Exposition Boulevard, Lake Austin Boulevard, and Atlanta Street/Winsted Lane, and correcting entries in Section 12-4-64(D) Funding in the amount of \$4,600 is available in the Fiscal Year 2007-2008 Operating Budget of the Public Works Department for the installation of necessary signs
- 48 Approve an ordinance amending City Code Section 12-4-64(D) to establish a maximum speed limit of 25 miles per hour on certain streets within the area bounded by Koenig Lane, North Lamar Boulevard, Airport Boulevard, and 51st Street Funding in the amount of \$4,700 is available in the Fiscal Year 2007-2008 Operating Budget of the Public Works Department for the installation of necessary signs
- 49 Approve an ordinance amending City Code Section 12-4-64(D) to establish a maximum speed limit of 25 miles per hour on certain streets within the area bounded by W Ben White Boulevard, W Stassney Lane, Union Pacific Railroad tracks, and S 1st Street, and to correct an entry in Section 12-4-64(D) Funding in the amount of \$6,900 is available in the Fiscal Year 2007-2008 Operating Budget of the Public Works Department for installation of necessary signs
- 50 Approve an ordinance amending Section 13-2-173 of the City Code, relating to the use of Supplemental Vehicles in Ground Transportation Services other than Taxicabs Recommended by the Urban Transportation Commission

## Purchasing Office

- 51 Authorize award and execution of a contract with SOLAR WORLD CALIFORNIA, Camarillo, CA to supply 128 solar photovoltaic modules in an amount not to exceed \$80,640 Funding is available in the Fiscal Year 2008-2009 Special Revenue Fund for Austin Energy Grants were received from the Department of Energy (DOE) and the State Energy Conservation Office (SECO) for the Texas Solar for Schools Program Lowest bid of four bids received This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation
- 52 Authorize award and execution of a 36-month requirements service contract with ALLEGIANCE POWER SYSTEMS, Lago Vista, TX, for generator maintenance and repair services in an estimated amount not to exceed \$457,383, with three 12 month extension options in estimated amounts not to exceed \$179,037 for the first extension option, \$120,257 for the second extension option and \$152,719 for the third extension option, for a total estimated contract amount not to exceed \$909,396 Funding is available in the Fiscal Year 2008-2009 Operating Budgets of various City departments as follows Finance and Administrative Services \$74,180 - (Building Services \$39,701), (Fleet Services \$12,633), (Communications & Technology Management \$4,189, Wireless Communication \$17,657), Austin Energy \$12,574, Austin Fire \$74,830, Austin Water Utility \$14,821, Library \$3,163, and the Austin Convention Center \$3,675 Funding for the extension options is contingent upon available funding in future budgets Lowest bid of seven bids received This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Woman Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation Recommended by the Water and Wastewater Commission
- 53 Authorize award, negotiation, and execution of an 18-month requirements supply and service contract with CUES, INC , Orlando, FL, for the purchase and installation of closed circuit television software and software maintenance and support in an estimated amount not to exceed \$319,031, with three 12-month extension options in estimated amounts not to exceed \$272,972 for the first extension option, \$26,600 for the second extension option, and \$26,600 for the third extension option, for a total estimated

contract amount not to exceed \$645,203 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Austin Water Utility Funding for the extension options is contingent upon available funding in future budgets Best evaluated proposal of four proposals received This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation Recommended by the Water and Wastewater Commission

- 54 Approve ratification of a contract with OTEK CORP , Tucson, AZ for the emergency purchase of blower repair parts for the Austin Water Utility (AWU) for a total contract amount not to exceed \$53,002 Funding is available in the Fiscal Year 2007-2008 Operating Budget of the Austin Water Utility Emergency Purchase This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore no goals were established for this solicitation Recommended by the Water and Wastewater Commission
- 55 Authorize award and execution of a 12-month requirements service contract with SYNAGRO OF TEXAS - CDR, INC , Tomball, TX, to provide biosolids hauling and land application for the Austin Water Utility in an estimated amount of \$1,000,000, with two 12-month extension options in an estimated amount not to exceed \$1,000,000 for each extension option, for a total estimated contract amount not to exceed \$3,000,000 Funding in the amount of \$1,000,000 is available in the Fiscal Year 2008-2009 Operating Budget of the Austin Water Utility Funding for the extension options is contingent upon available funding in future budgets Lowest bid meeting specifications of two bids received This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore no goals were established for this solicitation Recommended by the Water and Wastewater Commission
- 56 Authorize award and execution of a 36-month requirements supply contract with WENZEL WENZEL & ASSOC , INC , New Braunfels, TX, for the purchase of traffic cones for the Austin Water Utility in an estimated amount not to exceed \$156,600, with three 12-month extension options in an estimated amount not to exceed \$65,250 per extension option, for a total estimated contract amount not to exceed \$352,350 Funding is available in the Fiscal Year 2008-2009 Operating Budget of the Austin Water Utility Funding for the remaining 24 months of the original contract period and extension options is contingent upon available funding in future budgets Lowest bid of eight bids received This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore no goals were established for this solicitation Recommended by the Water and Wastewater Commission
- 57 Authorize award and execution of a 36-month requirements service contract with MITCHELL TIME AND PARKING, Austin, TX for parking garage equipment maintenance and repair services and software maintenance and support services in an estimated amount not to exceed \$167,025, with three 12-month extension options in estimated amounts not to exceed \$58,459 for the first extension option, \$61,382 for the second extension option and \$64,451 for the third extension option, for a total estimated contract amount not to exceed \$351,317 Funding in the amount of \$167,025 is available in the Fiscal Year 2008-2009 Operating Budget of the Austin Convention Center Department Funding for the remaining 24 months of the original contract period and extension options is contingent upon available funding in future budgets Sole Source This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Woman Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation

- 58 Authorize execution of an award with NEFF RENTAL INC , Austin, TX for one scissor lift and two boomlifts for the Austin Convention Center Department in an amount not to exceed \$187,458 Funding is available in the Fiscal Year 2007-2008 Operating Budget of the Austin Convention Center Department Lowest bid of two bids received This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation
- 59 Authorize award and execution of a contract through the TEXAS MULTIPLE AWARD SCHEDULE (TXMAS) with ROCKFORD BUSINESS INTERIORS, Austin, TX for the purchase and installation of carpet tile in an amount not to exceed \$150,000 Funding is available in the Fiscal Year 2007-2008 Operating Budget of the Austin Convention Center Department Cooperative Purchase This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) This contract is a Cooperative Purchase, therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation
- 60 Authorize award and execution of a 12-month requirements service contract through the State of Texas Multiple Award Schedule (TXMAS) with SIMPLEX GRINNEL, Austin, TX for inspection, testing, maintenance, and repair services of building security and access control systems for the Austin Convention Center in an estimated amount not to exceed \$178,075, with one 12-month extension option in an estimated amount not to exceed \$178,075, for a total estimated contract amount not to exceed \$356,150 Funding in the amount of \$178,075 is available in the Fiscal Year 2008-2009 Operating Budget of the Austin Convention Center Department Funding for the extension option is contingent upon available funding in future budgets Cooperative Purchase This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) This contract is a Cooperative Purchase, therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation
- 61 Authorize award and execution of a 36-month requirements service contract with TRI-STAR COMMERCIAL, LLC, Austin, TX for inspection, testing, maintenance, and repair services of building security and access control systems for the Palmer Events Center in an estimated amount not to exceed \$236,700 Funding in the amount of \$78,900 is available in the Fiscal Year 2008-2009 Operating Budget of the Austin Convention Center Department Lowest bid of two bids received This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation
- 62 Authorize award and execution of a 36-month requirements contract with ASSOCIATES MOVE & INSTALL, L L C , Austin, TX (MBE) for record storage containers in an estimated amount not to exceed \$234,000, with three 12-month extension options in estimated amounts not to exceed \$81,900 for the first extension option, \$85,995 for the second extension option, and \$90,295 for the third extension option, for a total estimated contract amount not to exceed \$492,190 Funding in the amount of \$78,000 is available in the Fiscal Year 2008-2009 Operating Budget of the Office of the City Clerk Funding for the remaining 24 months of the original contract period and extension options is contingent upon available funding in future budgets Lowest bid meeting specifications of three bids received This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation
- 63 Authorize award, negotiation, and execution of a 39-month Interlocal Agreement with the Fort Worth Independent School District, Fort Worth, TX, for participation in the Texas Consortium Card Program with Bank of America for an estimated revenue of \$455,000, with four 12-month extension options for an estimated revenue of \$140,000

per extension option, for a total estimated revenue of \$1,015,000. No funding is required for this agreement as there are no fees assessed for using the program. As a result of the City's participation in this contract, revenue will be collected for every dollar purchased via ProCard and will offset the Support Services Fund expense budget. Funding from various departmental budgets is required to reimburse Bank of America for charges made on City of Austin ProCards to multiple vendors. There is no way to precisely quantify this amount in advance, currently the City averages approximately \$1,000,000 per month in credit card spending, half of which are against contracts that have been solicited competitively. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase, therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.

- 64 Authorize award, negotiation, and execution of a 36-month requirements service contract with TRITECH SOFTWARE SYSTEMS, San Diego, CA, for maintenance and support of the TriTech computer aided dispatch system (VisiCAD), additional software modules and licenses, and consulting services in an estimated amount not to exceed \$3,662,380, with four 12-month extension options in estimated amounts not to exceed \$1,421,111 for the first extension option, \$1,538,222 for the second extension option, \$1,667,045 for the third extension option, and \$1,808,749 for the fourth extension option, for a total estimated contract amount not to exceed \$10,097,507. Funding in the amount of \$1,129,873 is available in the Fiscal Year 2008-2009 Operating Budget of the Financial and Administrative Services Department, Communications and Technology Management, CTECC. Funding for the remaining 24 months of the original contract period and extension options is contingent upon available funding in future budgets. Sole Source. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified, therefore, no goals were established for this solicitation.
- 65 Authorize award and execution of a 36-month requirements supply contract through the Texas Local Cooperative Purchasing Program (BuyBoard) with Southern Tire Mart, Ft Worth, TX, for the purchase of tires and tubes in an estimated amount not to exceed \$1,456,000, with three 12-month extension options in estimated amounts not to exceed \$691,200 for the first extension option, \$829,440 for the second extension option, and \$995,328 for the third extension option, for a total estimated contract amount not to exceed \$3,971,968. AMOUNT & SOURCE OF FUNDING: Funding in the amount of \$400,000 is available in the Fiscal Year 2008-2009 Operating Budget of the Financial and Administrative Services Department, Fleet Fund. Funding for the remaining 24 months of the original contract period and extension options is contingent upon available funding in future budgets. There is no unanticipated fiscal impact. A fiscal note is not required. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Woman Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase, therefore it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.
- 66 Authorize award and execution of a 36-month requirements supply contract with STERLING WESTERN STAR OF AUSTIN, Austin, TX, for captive repair parts for Sterling Trucks in an estimated amount not to exceed \$315,250, with three 12-month extension options in estimated amounts not to exceed \$115,763 for the first extension option, \$121,551 for the second extension option, and \$127,628 for the third extension option, for a total estimated contract amount not to exceed \$680,192. Funding in the amount of \$100,000 is available in the Fiscal Year 2008-2009 Operating Budget of the Financial and Administrative Services Department, Fleet Fund. Funding for the remaining 24 months of the original contract period and extension options is contingent upon available funding in future budgets. Sole bid received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified, therefore, no goals were established for this solicitation.

- 67 Authorize award and execution of a 36-month requirements supply contract through the Texas Multiple Award Schedule (TXMAS) with TCI TIRE CENTERS, Temple, TX, for the purchase of tires, tubes, and tire repair services in an estimated amount not to exceed \$1,456,000, with three 12-month extension options in estimated amounts not to exceed \$691,200 for the first extension option, \$829,440 for the second extension option, and \$995,328 for the third extension option, for a total estimated contract amount not to exceed \$3,971,968. Funding in the amount of \$400,000 is available in the Fiscal Year 2008-2009 Operating Budget of the Financial and Administrative Services Department, Fleet Fund. Funding for the remaining 24 months of the original contract period and extension options is contingent upon available funding in future budgets. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Woman Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase, therefore it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.
- 68 Authorize award and execution of a 36-month requirements supply contract with Texas Alternator Starter Service, Austin, TX, for the purchase of rebuilt starters and alternators in an estimated amount not to exceed \$630,500, with three 12-month extension options in an estimated amount not to exceed \$231,525 for the first extension option, \$243,101 for the second extension option, and \$255,256 for the third extension option, for a total estimated contract amount not to exceed \$1,360,382. Funding in the amount of \$200,000 is available in the Fiscal Year 2008-2009 Operating Budget of the Financial and Administrative Services Department, Fleet Fund. Funding for the remaining 24 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of two bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified, therefore, no goals were established for this solicitation.
- 69 Authorize award and execution of three 36-month revenue contracts with COURTESY TRAINING, Provo, UT, 360 TRAINING, Austin, TX, and THORNHILL TRAINING, Austin, TX for food handler and food manager training and certification with an estimated net combined revenue of \$355,950, with three 12-month extension options with an estimated net combined revenue of \$118,650 per extension option, for a total estimated net combined revenue of \$711,900. The estimated net combined revenue is \$118,650 per year. Best evaluated proposals of five proposals received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified, therefore, no goals were established for this solicitation. Related to Item #28.
- 70 Authorize award, negotiation, and execution of a 12-month requirements service contract with WORTHAM INSURANCE AND RISK MANAGEMENT, Houston, TX for all risk property and boiler and machinery insurance and loss prevention services for Austin Energy in an estimated amount not to exceed \$2,350,273, with five 12-month extension options in estimated amounts not to exceed \$2,702,813 for the first extension option, \$3,108,235 for the second extension option, \$3,574,470 for the third extension option, \$4,110,641 for the fourth extension option and \$4,727,237 for the fifth extension option, for a total estimated contract amount not to exceed \$20,573,669. Funding in the amount of \$2,350,273 is available in the Fiscal Year 2008-2009 Operating Budget of the Human Resources Department. Funding for the extension options is contingent upon available funding in future budgets. Best evaluated proposal of two proposals received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified, therefore, no goals were established for this solicitation.

- 71 Authorize award and execution of a 36-month requirements service contract with (OCLC) Online Computer Library Center, Inc , Dublin, OH for online cataloging services for the Austin Public Library in an estimated amount not to exceed \$244,680, with three 12-month extension options in estimated amounts not to exceed \$94,415 for the first extension option, \$99,136 for the second extension option, and \$104,094 for the third extension option, for a total estimated contract amount not to exceed \$542,325 Funding in the amount of \$82,000 is available in the Fiscal Year 2008-2009 Operating Budget of the Library Department Funding for the remaining 24 months of the original contract period and extension options is contingent upon available funding in future budgets Lowest bid meeting specifications of two bids received This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation
- 72 Authorize award and execution of a 36-month requirements service contract with JESSIE LEE COBURN, Austin, TX, for court reporting services at the Municipal Court in an estimated amount not to exceed \$526,626, with three 12-month extension options in estimated amounts not to exceed \$193,382 for the first extension option, \$203,051 for the second extension option, \$213,203 for the third extension option, for a total estimated contract amount not to exceed \$1,136,262 Funding in the amount of \$167,050 is available in the Fiscal Year 2008-2009 Operating Budget of the Municipal Court Department Funding for the remaining 24 months of the original contract period and extension options is contingent upon available funding in future budgets Sole bid received This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Woman Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation
- 73 Approve ratification of Amendment No 1 to a contract with SILVIA B KENIG, INC , Austin, TX (WBE) to increase the contract amount for Spanish language interpretation services required for the Municipal Court in an amount not to exceed \$8,823, for a revised total contract amount not to exceed \$58,823 Funding in the amount of \$8,823 is available in the Fiscal Year 2007-2008 Operating Budget of the Municipal Court Department This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation
- 74 Authorize award and execution of a contract with DAVEY RESOURCE GROUP, Kent, OH for tree assessment services for the Barton Springs Pool area in an amount not to exceed \$56,456 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Parks and Recreation Department Sole bid received This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) No Subcontracting opportunities were identified, therefore, no goals were established for this solicitation

#### **Telecommunications & Regulatory Affairs**

- 75 Approve second reading of an ordinance granting a renewal of a franchise agreement to Pedernales Electric Cooperative ("PEC") to provide electric utility services within its certificated area Estimated annual franchise revenue in the amount of \$879,000 is anticipated under this franchise agreement
- 76 Approve a resolution granting approval of gas rate tariffs proposed by Atmos Energy Corporation, Mid-Tex Division

#### **Watershed Protection and Development Review**

- 77 Approve an ordinance to extend the timeframe for final platting of the Northtown Municipal Utility District property and to contain any other amendments or clarifications which may be appropriate

## Item(s) from Council

- 78 Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members
- 79 Approve third reading of an ordinance amending Chapter 2-2 of the City Code relating to contributions and expenditures in city elections, and creating a penalty (Council Member Mike Martinez and Council Member Lee Leffingwell )
- 80 Approve a resolution endorsing the Rapid Anticonvulsant Medication Prior to Arrival Trial (RAMPART) clinical trial research initiative at University Medical Center Brackenridge as part of the community consent for the clinical trial (Council Member Lee Leffingwell and Council Member Mike Martinez )
- 81 Approve a resolution detailing the Holly Good Neighbor Program funding plan for Fiscal Year 2008-2009 (Council Member Mike Martinez and Council Member Lee Leffingwell )
- 82 Approve a resolution allowing real property owned by the City of Austin within the boundaries of a proposed Historic Area Combining District to be considered as contributing up to 20 percent of the 60 percent threshold of land ownership required for a petition to initiate zoning for such a proposed District (Council Member Laura Morrison and Council Member Lee Leffingwell )
- 83 Approve a resolution authorizing the City Manager to reimburse a cost, not to exceed \$20,000, for providing peace officers at the Old Pecan Street Festival to be held on September 20-21, 2008, and to begin negotiations with the organizers of the Old Pecan Street Festival to formalize an ongoing cost-sharing partnership that will incorporate the findings and recommendations of the City Auditor (Council Member Mike Martinez, Mayor Pro Tem Brewster McCracken and Council Member Sheryl Cole)
- 84 Approve a resolution directing Austin Energy to work with the Environmental Defense Fund and other stakeholders to evaluate potential approaches for increasing AE's clean energy and distributed generation capacity, and to provide recommendations to Council by November 20, 2008 (Mayor Pro Tem Brewster McCracken, Council Member Randi Shade and Council Member Laura Morrison)
- 85 Approve waiver of certain fees and requirements for the Marathon Kids 2008-2009 Kick Off Celebration to be held Saturday, October 4, 2008 (Mayor Will Wynn, Council Member Sheryl Cole and Council Member Lee Leffingwell)
- 86 Approve an ordinance waiving certain Austin Water Utility meter fees associated with the construction of the Family Eldercare office to be located at the former Robert Mueller Municipal Airport in an amount not to exceed \$8,293 90 (Council Member Lee Leffingwell and Council Member Randi Shade )
- 87 Approve waiver of fees and requirements under Chapter 14 of the City Code for the National Alliance on Mental Illness' 3rd Annual NAMIWALK to be held on October 4, 2008 (Council Member Lee Leffingwell, Mayor Will Wynn and Mayor Pro Tem Brewster McCracken)
- 88 Approve waiver of certain park rental fees and requirements for the Texas League of United Latin American Citizens (LULAC) Elderly Conference to be held at Dove Springs Recreation Center on October 24-25, 2008 (Council Member Mike Martinez, Council Member Sheryl Cole and Council Member Lee Leffingwell)
- 89 Approve waiver or reimbursement of fees and requirements under Chapter 14 of the City Code for the Thundercloud Subs Turkey Trot to be held on November 27, 2008 (Council Member Randi Shade, Council Member Sheryl Cole and Mayor Will Wynn)
- 90 Approve the waiver of certain park rental fees for a conference hosted by the Texas and Austin Chapters of the National Organization of Women to be held on October 18, 2008 (Council Member Sheryl Cole, Council Member Laura Morrison and Council Member Randi Shade)

### **Item(s) to Set Public Hearing(s)**

- 91 Set a public hearing to consider the use of approximately 7,603 square feet (0.1745-acre) for a permanent drainage easement to construct, use, maintain, repair, and replace a stormdrain line and appurtenances for construction of a portion of the Blunn Creek - Storm Drain Improvements Project (CIP ID 5789.019) through dedicated parkland known as the Blunn Creek Preserve Park in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code (Suggested date and time: October 23, 2008, 6:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX) All costs associated with construction, as well as any restoration will be paid by requester. Recommended by Parks and Recreation Board.
- 92 Set a public hearing to consider a resolution regarding the use of approximately 52,588 square feet (1.207 acres) for Permanent Wastewater use and approximately 225,000 square feet (5.165 acres) for Temporary Working Space and Temporary Staging and Material Site use for the construction of the Southeast Wastewater Improvements, SER #2282 (CIP ID 5028.007) through dedicated parkland known as Morris Williams Golf Course, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code (Suggested date and time: October 23, 2008, 6:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX) All costs associated with construction, as well as any parkland restoration will be paid by requester. Recommended by Parks and Recreation Board with conditions.

### **10:30 AM -- Morning Briefings**

- 93 Briefing on the draft Request for Qualifications (RFQ) for a new Comprehensive Plan

### **12:00 PM -- Citizen Communications: General**

Del Womack -- City operated municipal golf courses mainly Morris Williams

Ailana Larson -- Safety, Noise Ordinance and Downtown Zoning

Rita Gonzalez-Garza -- MBE/WBE - Minority Contracting

Bruce Kline -- Problems with the City

Paul Robbins -- City Issues

Cynthia Valadez -- Diversity, protocol and Respect

Edna Iruegas -- Issue that arose with City Manager Ott

Diana Castaneda -- Community Relations

Mary Parlin -- Senior Lunch Program and the noise solution level created by the construction of Four Seasons new buildings

Kenneth Koym -- In regard to Mr. Ott defaming Latinos, making libelous his comments

## **Executive Session**

- 94 Discuss legal issues relating to a development agreement establishing use and site development regulations for Austin Community College (Private Consultation with Attorney - Section 551 071)
- 95 Deliberate the purchase, exchange, lease or value of real property locally known as the Lions Municipal Golf Course, generally located at the intersection of Lake Austin Boulevard and Enfield Road (Real Property - Section 551 072)
- 96 Discuss legal issues related to a proposed ordinance amending Chapter 2-2 of the City Code relating to contributions and expenditures in city elections, providing for criminal penalties (Private Consultation with Attorney - Section 551 071)
- 97 Discuss legal issues related to the Stop Domain Subsidies proposed charter amendment and its effect on City projects and economic development agreements (Private Consultation with Attorney - Section 551 071) Related to Item #34
- 98 Discuss legal issues related to the death of Solid Waste Services employee, Jonathan Guyton (Private Consultation with Attorney - Section 551 071)
- 99 Discuss legal issues relating to a franchise ordinance for Solid Waste haulers (Private Consultation with Attorney -Section 551 071)

## **2 00 PM -- Briefings**

- 100 Staff presentation on the Historic Preservation Program

## **3:00 PM -- Austin Housing Finance Corporation Board of Directors Meeting**

The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will re-convene (The AHFC agenda is located at <http://www.ci.austin.tx.us/agenda/council.htm>)

## **4:00 PM -- Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)**

- 101 C14-2007-0232 - Rundberg Business Park – Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 320 E Rundberg Lane (Little Walnut Creek Watershed) from multi-family residence-medium density (MF-3) district zoning, limited office (LO) district zoning, and community commercial (GR) district zoning for Tract 1, and multi-family residence-medium density (MF-3) district zoning, limited office (LO) district zoning, and community commercial (GR) district zoning for Tract 2 to warehouse-limited office-conditional overlay (W/LO-CO) combining district zoning for Tract 1, and general commercial services-conditional overlay (CS-CO) combining district zoning for Tract 2. First reading approved on August 28, 2008. Vote 7-0. Applicant Rundbrg Business Park (John Dimeblid) Agent Thrower Design (Ron Thrower) City Staff Jorge E Rousselin, 974-2975

- 102 C14-2008-0100 - South Congress Storage Rezoning - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8008 South Congress Avenue (South Boggy Creek Watershed) from development reserve (DR) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning First reading approved on August 21, 2008 Vote 6-0 (Shade off the dais) Applicant Mark S Yandow Agent Bryan Webb City Staff Wendy Rhoades, 974-7719
- 103 C814-96-0003 07 - Pioneer Crossing PUD Amendment #7 - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the northeast intersection of Samsung Boulevard and Sprinkle Cutoff Road (Harris Branch and Walnut Creek Watersheds) from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning to change a condition of zoning First reading approved on July 24, 2008 Vote 7-0 Applicant Pioneer Austin East Development I, Ltd (Ralph Reed) Agent Longaro & Clarke, L P (Alex G Clarke/Walter Hoysa) City Staff Sherri Sirwaitis, 974-3057

**4:00 PM -- Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)**

- 104 PH C14-2007-0262 - Central Austin Combined Neighborhood Planning Area Vertical Mixed Use Building (V) Zoning Opt-in/Opt-Out Process - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by applying Vertical Mixed Use Building (V) zoning regulations to certain tracts within the Central Austin Combined Neighborhood Planning Area, bounded by 38th Street on the north, IH-35 on the east, Martin Luther King, Jr Boulevard on the south, excluding the University of Texas at Austin campus, and Lamar Boulevard and 45th Street on the west (Shoal Creek, Waller Creek watersheds) Regulations governing Vertical Mixed Use Building dimensional standards, allowable uses for a Vertical Mixed Use Building in office base district zoning, relaxed parking standards for commercial uses in a Vertical Mixed Use Building, and affordability requirements for Vertical Mixed Use Building developments will be considered for adoption The Austin City Council may consider adopting all or some of these regulations, or amending the Vertical Mixed Use (VMU) overlay district to exclude properties within the Central Austin Combined Neighborhood Planning Area from the overlay district Planning Commission Recommendation To be reviewed on October 28, 2008 Applicant and Agent Neighborhood Planning and Zoning Department City Staff Minal Bhaktal, 974-6453
- 105 PH C14-2008-0076 - Tech Ridge - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as East Parmer Lane (Walnut Creek Watershed) from single-family residence-standard lot (SF-2) district zoning to limited industrial service-planned development area (LI-PDA) combining district zoning Staff Recommendation To grant limited industrial service-planned development area (LI-PDA) combining district zoning Zoning and Platting Commission Recommendation To grant limited industrial service-planned development area (LI-PDA) combining district zoning Applicant Centerstate 99, Ltd (Bob Liverman) Agent Armbrust & Brown, L L P (Amanda Morrow) City Staff Sherri Sirwaitis, 974-3057
- 106 PH C14-2008-0141 - EDI Parkfield Expansion - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11100 Parkfield Drive (Walnut Creek Watershed) from neighborhood office (NO) district zoning, and limited office-conditional overlay (LO-CO) combining district zoning to limited office (LO) district zoning Staff Recommendation To grant limited office-conditional overlay (LO-CO) combining district zoning Zoning and Platting Commission Recommendation To grant limited office-conditional overlay (LO-CO) combining district zoning Applicant Economy Dental, Inc (Rachel Molina Gress) Agent Don Murphy City Staff Sherri Sirwaitis, 974-3057

- 107 PH C14-06-0069(RCT) - The Project at 6th & Congress - Conduct a public hearing to approve termination of a restrictive covenant for the property located at 120 E 5th Street and 121 E 6th Street (Town Lake Watershed) Staff Recommendation, To terminate the restrictive covenant Planning Commission Recommendation, To terminate the restrictive covenant Applicant Walton Stacy Office partners IV , L P (Tom Stacy) Agent Armbrust & Brown, L L P (Lynn Ann Carley) City Staff Clark Patterson, 974-7691
- 108 PH C14-2008-0143 - The Project at Sixth and Congress-East - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 120 E 5th Street and 121 E 6th Street (Town Lake Watershed) from central business district-central urban redevelopment (CBD-CURE) combining district zoning to central business district-central urban redevelopment (CBD-CURE) combining district zoning to change a condition of zoning Staff Recommendation To grant central business district-central urban redevelopment (CBD-CURE) combining district zoning to change a condition of zoning Planning Commission Recommendation To grant central business district-central urban redevelopment (CBD-CURE) combining district zoning to change a condition of zoning Applicant Walton Stacy Office Partners IV , L P (Tom Stacy) Agent Armbrust & Brown, L L P (Lynn Ann Carley) City Staff Clark Patterson, 974-7691
- 109 PH C14-06-0071(RCT) - Project at Sixth & Congress - Conduct a public hearing to approve termination of a restrictive covenant for the property located at 501 N Congress Avenue (Town Lake Watershed) Staff Recommendation To terminate the restrictive covenant Planning Commission Recommendation To terminate the restrictive covenant Applicant Walton Stacy Office Partners IV , L P (Tom Stacy) Agent Armbrust & Brown, L L P (Lynn Ann Carley) City Staff Clark Patterson, 974-7691
- 110 PH C14-2008-0144 - Project at Sixth and Congress-West - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 501 N Congress Avenue (Town Lake Watershed) from central business district-central urban redevelopment (CBD-CURE) combining district zoning to central business district-central urban redevelopment (CBD-CURE) combining district zoning to change a condition of zoning Staff Recommendation To grant central business district-central urban redevelopment (CBD-CURE) combining district zoning to change a condition of zoning Planning Commission Recommendation, To grant central business district-central urban redevelopment (CBD-CURE) combining district zoning to change a condition of zoning Applicant Walton Stacy Office Partners IV , L P (Tom Stacy) Agent Armbrust & Brown, L L P (Lynn Ann Carley) City Staff Clark Patterson, 974-7691
- 111 PH C14-2008-0153 - One Hour Martinizing - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9900 West Parmer Lane (South Brushy Creek Watershed) from community commercial-conditional overlay (GR-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning Staff Recommendation To grant general commercial services-conditional overlay (CS-CO) combining district zoning Zoning and Platting Commission Recommendation To grant general commercial services-conditional overlay (CS-CO) combining district zoning Applicant Neenah Group Investments, L P (John E Simmons) Agent Bennett Consulting (Jim Bennett) City Staff Sherri Sirwaitis, 974-3057
- 112 PH C14-2008-0020 - Sundberg Tract - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 8219 Burleson Road (Onion Creek Watershed) from interim-rural residence (I-RR) district zoning to limited industrial service-conditional overlay (LI-CO) combining district zoning for Tract 1, and general commercial services-mixed use (CS-MU) combining district zoning with conditions for Tract 2 Staff Recommendation To grant limited industrial service-conditional overlay (LI-CO) combining district zoning for Tract 1, and general commercial services-mixed use-conditional overlay (CS-MU-CO) combining

- district zoning for Tract 2 with conditions Zoning and Platting Commission Recommendation To grant limited industrial service-conditional overlay (LI-CO) combining district zoning for Tract 1, and general commercial services-mixed use-conditional overlay (CS-MU-CO) combining district zoning for Tract 2 with conditions Applicants Joan Elaine Frensley Smith, Frances E and Robert W Bauman, Sundberg Farm Limited Partnership (Jean and Marvin Chernosky), Sundberg C&C Partners, Ltd (Camille C Mealy), Ralph & Olga Schneider Family Partnership (Elaine Schnieder and John P Schneider, M D ), and Robert Carl Wolter Agent Bury & Partners (Melissa Matthiesen) City Staff Wendy Rhoades, 974-7719
- 113 PH C14-2008-0147 - Lopez Hardware and Lumber - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 10037 Manchaca Road (Slaughter Creek Watershed) from interim-rural residence (I-RR) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning Staff Recommendation To grant commercial services-conditional overlay (CS-CO) combining district zoning Zoning and Platting Commission Recommendation, To grant commercial services-conditional overlay (CS-CO) combining district zoning Applicant Lopez Hardware and Lumber Company, Inc (David L Lopez, Jr ) Agent Turner Law Office, P L L C (Sam Turner) City Staff Wendy Rhoades, 974-7719
- 114 PH C14-2008-0116 - Radam Lane - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 608 and 610 Radam Lane (West Bouldin Creek and Williamson Creek Watersheds) from family residence (SF-3) district zoning to general office (GO) district zoning Staff Recommendation To grant general office (GO) district zoning Zoning and Platting Commission Recommendation To grant general office (GO) district zoning Applicant Susan Bushong and Tim O'Leary Agent Jim Bennett Consulting (Jim Bennett) City Staff Wendy Rhoades, 974-7719
- 115 PH C14-2008-0157 - Wolfe Rezoning - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as 4707 Commercial Park Drive (Walnut Creek Watershed) from interim-single-family residence-standard lot (I-SF-2) district zoning to limited industrial service-conditional overlay (LI-CO) combining district zoning Staff Recommendation To grant limited industrial service-conditional overlay (LI-CO) combining district zoning Zoning and Platting Commission Recommendation To grant limited industrial service-conditional overlay (LI-CO) combining district zoning Applicant and Agent Wolfe Commonwealth, I, Ltd (Jack Wolfe) City Staff Joi Harden, 974-2122
- 116 PH C14-2008-0178 - Canyon Creek Preserve -Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 13543 1/2 N F M 620 Road Eastbound (Bull Creek Watershed) from multi-family residence-low density (MF-2) district zoning, multi-family residence-low density-conditional overlay (MF-2-CO) combining district zoning, townhouse and condominium residence (SF-6) district zoning, and single-family residence-standard lot (SF-2) district zoning to public (P) district zoning Staff Recommendation To grant public (P) district zoning Planning Commission Recommendation To grant public (P) district zoning Applicant City of Austin, Contract and Land Management (Laurain Rizer) Agent City of Austin, Neighborhood Planning and Zoning Department City Staff Clark Patterson, 974-7691
- 117 PH C14-2008-0150 - 808 Nueces - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 808 Nueces Street (Shoal Creek Watershed) from general office (GO) district zoning to downtown mixed use (DMU) district zoning Staff Recommendation To grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning Planning Commission Recommendation To grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning Applicant Stephen Adler Agent Holford Group (Charles Dunn) City Staff Clark Patterson, 974-7691

- 118 PH C14-2008-0149 - 2301 E Riverside Drive - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2301 E Riverside Drive (Town Lake Watershed) from neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning for Tract 1, and limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning for Tract 2 to neighborhood commercial-vertical mixed use building-conditional overlay-neighborhood plan (LR-V-CO-NP) combining district zoning for Tract 1, and limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning for Tract 2 Staff Recommendation To grant neighborhood commercial-vertical mixed use building-conditional overlay-neighborhood plan (LR-V-CO-NP) combining district zoning for Tract 1, and limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning for Tract 2 Planning Commission Recommendation To grant neighborhood commercial-vertical mixed use building-conditional overlay-neighborhood plan (LR-V-CO-NP) combining district zoning for Tract 1, and limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning for Tract 2 Agent Riverside Interest, L P (Charles Tames) Agent UTE Consultants (Joan Ternus) City Staff Joi Harden, 974-2122
- 119 PH C814-2008-0165 - East Riverside PUD - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 222 & 300 East Riverside Drive (Town Lake/East Bouldin Creek Watersheds) from lake commercial-vertical mixed use-neighborhood plan (L-V-NP) combining district zoning (Tract 1) and lake commercial-neighborhood plan (L-NP) combining district zoning (Tract 2) to planned unit development-neighborhood plan (PUD-NP) combining district zoning Staff Recommendation To grant planned unit development-neighborhood plan (PUD-NP) combining district zoning Planning Commission Recommendation To grant planned unit development-neighborhood plan (PUD-NP) combining district zoning Applicant CWS Riverside Square, L P (Greg Miller) Agent Armbrust & Brown, L L P (Richard Suttle) City Staff Clark Patterson, 974-7691
- 120 PH C14H-2008-0019 - Blondie Pharr House Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 801 Highland Avenue (Shoal Creek Watershed) from multi-family residence-moderate-high density-neighborhood plan (MF-4-NP) combining district zoning to multi-family residence-moderate-high density-historic landmark-neighborhood plan (MF-4-H-NP) combining district zoning Staff Recommendation To grant multi-family residence-moderate-high density-historic landmark-neighborhood plan (MF-4-H-NP) combining district zoning, or in the alternative, to require HABS Level II documentation of the structure prior to demolition Historic Landmark Commission recommendation To grant multi-family residence-moderate-high density-historic landmark-neighborhood plan (MF-4-H-NP) combining district zoning Planning Commission Recommendation To grant multi-family residence-moderate-high density-historic landmark-neighborhood plan (MF-4-H-NP) combining district zoning Applicant Historic Landmark Commission City Staff Steve Sadowsky, 974-6454
- 121 PH C14H-2007-0017 - Dorothy Nichols Duplex - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1206 Lorrain Street (Shoal Creek Watershed) from multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning to multi-family residence-medium density-historic landmark-neighborhood plan (MF-3-H-NP) combining district zoning Staff recommendation To grant multi-family residence-medium density-historic landmark-neighborhood plan (MF-3-H-NP) combining district zoning Historic Landmark Commission recommendation To grant multi-family residence-medium density-historic landmark-neighborhood plan (MF-3-H-NP) combining district zoning Planning Commission recommendation To grant multi-family residence-medium density-historic landmark-neighborhood plan (MF-3-H-NP) combining district zoning Applicant Historic Landmark Commission City Staff Steve Sadowsky, 974-6454

- 122 NPA-2008-0023 01 - Windsor Park Development - Conduct a public hearing and approve an ordinance amending Ordinance No 20070809-055, the University Hills/Windsor Park Neighborhood Plan, an element of the Comprehensive Plan, to change the land use designation of 5908 Manor Road from high density single-family residential to mixed use Staff Recommendation To deny mixed use for Tract 1 and to grant mixed use for Tracts 2 and 3 Planning Commission Recommendation To grant mixed use Applicant Community Partnership for the Homeless (Frank Fernandez) Agent Arthur Sampson City Staff Paul DiGiuseppe, 974-2865
- 123 C14-2008-0057 SH - Windsor Park Development - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5908 Manor Road (Boggy Creek Watershed) from townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning to multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning for Tracts 1 and 3, and neighborhood commercial-neighborhood plan (LR-NP) combining district zoning for Tract 2 Staff Recommendation To grant townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning for Tract 1, and neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning for Tracts 2 and 3 Planning Commission Recommendation To grant multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning for Tracts 1 and 3, and neighborhood commercial-neighborhood plan (LR-NP) combining district zoning for Tract 2 Applicant Community Partnership for the Homeless (Frank Fernandez) Agent Arthur Sampson City Staff Joi Harden, 974-2122 A valid petition has been filed in opposition to this rezoning request
- 124 NPA-2007-0012 02 - 1600 Block of East MLK (1600, 1602, 1604, and 1606 E Martin Luther King Jr Blvd ) - Conduct a public hearing and approve an ordinance amending Ordinance No 020801-91, the Upper Boggy Creek Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the future land use map (FLUM) from single family to mixed use for the properties located at 1600, 1602, 1604, and 1606 E Martin Luther King, Jr Blvd (Boggy Creek Watershed) Staff Recommendation To grant neighborhood mixed use Planning Commission Recommendation To grant neighborhood mixed use Applicant E-MLK Properties LLC Agent Ryan Diepenbrock, PSW Real Estate City Staff Kathleen Fox, 974-7877
- 125 C14-2008-0099 - 1600 Block of East MLK - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1600, 1602, 1604 and 1606 E Martin Luther King Jr Boulevard (Upper Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to community commercial-mixed use-vertical mixed use building-conditional overlay-neighborhood plan (GR-MU-V-CO-NP) combining district zoning Staff Recommendation To grant neighborhood commercial-mixed use-vertical mixed use building-conditional overlay- neighborhood plan (LR-V-MU-CO-NP) combining district zoning Planning Commission Recommendation To grant neighborhood commercial-mixed use-vertical mixed use building-conditional overlay- neighborhood plan (LR-V-MU-CO-NP) combining district zoning Applicant E-MLK Properties, L L C Agent Ryan Diepenbrock, PSW Real Estate City Staff Robert Heil, 974-2330 A valid petition has been filed in opposition to this rezoning request
- 126 C14-2008-0175 - Delwood 4, Block F, Lot 22 - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1216 Corona Drive (Tannehill Branch Watershed) from community commercial-vertical mixed use-conditional overlay neighborhood plan (GR-V-CO-NP) combining district zoning to family residence-neighborhood plan (SF-3-NP) combining district zoning Staff Recommendation To grant family residence-neighborhood plan (SF-3-NP) combining district zoning Planning Commission Recommendation To grant family residence-neighborhood plan (SF-3-NP) combining district zoning Applicant and Agent City of Austin, Neighborhood Planning and Zoning Department City Staff Joi Harden, 974-2122 A valid petition has been filed in opposition to this rezoning request

- 127 NPA-2007-0009 03 – Petty Property - Conduct a public hearing and approve an ordinance amending Ordinance 011213-41, the Central East Austin Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to establish mixed use land use designation on the future land use map (FLUM) for the properties located at 908 E 15th Street (Tract 1), 807 E 16th Street (Tract 2), and 1506 Waller Street (Tract 3) Staff Recommendation To approve single family land use designation for 908 E 15th Street (Tract 1), and neighborhood mixed use land use designation for 807 E 16th Street (Tract 2) and 1506 Waller Street (Tract 3) Planning Commission Recommendation To deny mixed use land use designation for 908 E 15th Street (Tract 1), 807 E 16th Street (Tract 2), and 1506 Waller Street (Tract 3) Applicant and Agent Stahl, Bernal & Davies, L L P (Alison Gardner) City Staff Minal Bhakta, 974-6453  
PH
- 128 C14-2008-0166 - Petty Property - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 908 E 15th Street, 807 E 16th Street, and 1506 Waller Street (Waller Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning (Tract 1) to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning for Tracts 2-3 Staff Recommendation To grant family residence-neighborhood plan (SF-3-NP) combining district zoning for Tract 1, and neighborhood commercial-mixed use-conditional overlay-neighborhood plan (LR-MU-CO-NP) combining district zoning for Tracts 2-3 Planning Commission Recommendation To deny community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning Applicant Stephen Petty Agent Stahl, Bernal & Davies, L L P (Alison Gardner) City Staff Robert Heil, 974-2330 A valid petition has been filed in opposition to this rezoning request  
PH
- 129 C14-2008-0025 - Circle Oaks Business Park - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3107, 3109 and 3111 West Slaughter Lane (Slaughter Creek Watershed - Barton Springs Zone) from single-family residence-standard lot (SF-2) district zoning to general office-conditional overlay (GO-CO) combining district zoning Staff Recommendation To grant limited office-conditional overlay (LO-CO) combining district zoning Zoning and Platting Commission Recommendation To grant limited office-conditional overlay (LO-CO) combining district zoning Applicant James Gang Living Trust (Carol and Max James), Marsha and Robert Pittman Agent McClean & Howard, L L P (Jeff Howard) City Staff Wendy Rhoades, 974-7719 A valid petition has been filed in opposition to this rezoning request  
PH
- 130 C14-2008-0052- TJG - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9609 Swanson's Ranch Road (Slaughter Creek Watershed) from single-family residence-standard lot (SF-2) district zoning to general commercial services (CS) district zoning Staff Recommendation To deny general commercial services (CS) district zoning Zoning and Platting Commission Recommendation To grant general office-conditional overlay (GO-CO) combining district zoning with conditions Applicant T J Greaney Agent Jim Bennett Consulting (Jim Bennett) City Staff Wendy Rhoades, 974-7719 A valid petition has been filed in opposition to this rezoning request  
PH
- 131 C14-2008-0112 - Minware - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4209 Clawson Road (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to community commercial (GR) district zoning Staff Recommendation To grant limited office-conditional overlay (LO-CO) combining district zoning Planning Commission Recommendation To deny community commercial (GR) district zoning Applicant and Agent Robert W Anderson, Jr City Staff Clark Patterson, 974-7691 A valid petition has been filed in opposition to this rezoning request  
PH

- 132 NPA-2007-0001 02 – Wilson Street - Conduct a public hearing and approve an ordinance amending Ordinance No 980827-B, the Dawson Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation from single-family to multi-family on the future land use map (FLUM) for the properties located at 2525 Durwood Street (East Bouldin Creek Watershed ) Staff Recommendation To grant multi-family designation Planning Commission Recommendation To grant multi-family designation for 2525 Durwood Street Applicant Cobalt Partners, Ltd (Mitch Ely) Agent Mike McHone Real Estate City Staff Dee Dee Quinnelly, 974-2976
- 133 C14-2008-0126 SH - Wilson Street - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2602, 2606 & 2610 Wilson Street (East Bouldin Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning and multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning to multi-family residence-low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning for Tract 1, family residence-conditional overlay-neighborhood plan (SF-3-CO-NP) combining district zoning for Tract 2, and multi-family residence-moderate high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning for Tract 3 Staff Recommendation To grant multi-family residence-low density-neighborhood plan (MF-2-NP) combining district zoning for Tract 1, and multi-family residence-moderate high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning for Tract 3 Planning Commission Recommendation To grant multi-family residence-low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning for Tract 1, family residence-conditional overlay-neighborhood plan (SF-3-CO-NP) combining district zoning for Tract 2, and multi-family residence-moderate high density-neighborhood plan (MF-4-NP) combining district zoning for Tract 3 Applicant Cobalt Partners (Mitch Ely) Agent Mike McHone Real Estate (Mike McHone) City Staff Clark Patterson, 974-7691
- 134 C14-2008-0128 - 5005 Spicewood Springs Road - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5005 Spicewood Springs Road (Bull Creek Watershed) from single-family residence-standard lot (SF-2) district zoning to limited office-mixed use (LO-MU) combining district zoning Staff Recommendation To grant limited office-mixed use (LO-MU) combining district zoning Zoning and Platting Commission Recommendation To deny limited office-mixed use (LO-MU) combining district zoning Applicant Morin Scott Agent Wiler & Associates (Holland Wiler) City Staff Clark Patterson, 974-7691
- 135 C814-2008-0016 - Dell Jewish Community Center - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the City Code by rezoning property locally known as 7300 Hart Lane (Shoal Creek Watershed) from family residence (SF-3) district zoning to planned unit development (PUD) district zoning Staff Recommendation To grant planned unit development (PUD) district zoning with conditions Zoning and Platting Commission Recommendation To grant planned unit development (PUD) district zoning with conditions Applicant Dell Jewish Community Center Agent Armbrust & Brown, L L P (Richard Suttle, Amanda Morrow) City Staff Jerry Rusthoven, 974-3207

### **5:30 PM -- Live Music**

Chadd Thomas and the Crazy Kings

### **5:30 PM – Proclamations**

## 6:00 PM -- Public Hearings and Possible Actions

- 136 PH Conduct a public hearing and approve a resolution authorizing the use of approximately 0.1723 acres in fee simple, approximately 4.168 acres for electric transmission lines use, approximately 2.2065 acres for access use and 0.565 acres for temporary construction use for the construction of the LCRA TSC electric transmission line known as the Friendship to Manchaca Transmission line through Austin Water Utility's Water Quality Protection Lands located along the proposed State Hwy 45 south, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code. All costs associated with construction, as well as any restoration will be paid by requester. Recommended by the Environmental Board and briefed by Water & Wastewater Commission.
- 137 PH Conduct a public hearing and approve a resolution authorizing use of approximately 3,847 SF (0.088 acre) for a wastewater line and approximately 2,968 SF (0.068 acre) for a temporary work space to construct, use, maintain, repair, and replace a wastewater line for construction of a portion of the ACWP - Waller Pedernales Wastewater Improvement Project through dedicated parkland known as the Boggy Creek Greenbelt in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code. All costs associated with construction, as well as any restoration will be paid by requester. Recommended by Parks and Recreation Board.
- 138 PH Conduct a public hearing and consider an ordinance amending City Code Sections 25-1-83 and 30-1-114 regarding applications relating to development over a closed municipal solid waste landfill. Recommended by the Environmental Board on March 19, 2008 and the Code and Ordinance Subcommittee of the Planning Commission on June 17, 2008. Recommended by the Planning Commission on August 12, 2008.
- 139 PH Conduct a public hearing and consider an appeal by Helen and Charles Heard, Niyanta and Bill Spelman, and John Mayfield of an administrative site plan (SP-2007-0321C) for a proposed religious assembly/education building for the Hyde Park Baptist Church located at 3901 Speedway.
- 140 PH Conduct a public hearing to consider comments on issues related to the full purpose annexation of the Bunny Run Annexation Area (Approximately 6 acres in Travis County south of the intersection of Bunny Run and Live Oak Drive).
- 141 PH Conduct a public hearing to consider comments on issues related to the Las Cimas Annexation Area (Approximately 83 acres in Travis County southwest of the intersection of Loop 360 and FM 2244).
- 142 PH Conduct a public hearing to consider comments on issues related to the limited purpose annexation of the McCarty Tract Annexation Area (Approximately 14 acres in Williamson and Travis Counties east of FM 1325 approximately 960 feet north of the intersection of FM 1325 and Shoreline Drive).
- 143 PH Conduct a public hearing to consider comments on issues related to the full purpose annexation of the RM 620 Commercial Annexation Area (Approximately 48 acres in Williamson and Travis Counties south of Anderson Mill Road on both east and west sides of RM 620).
- 144 PH Conduct a public hearing to consider comments on issues related to the full purpose annexation of the Sandy Loam Trail Annexation Area (Approximately 1.9 acres in Travis County north of Anderson Mill Road along Sandy Loam Trail).
- 145 PH Conduct a public hearing to consider comments on issues related to the full purpose annexation of TSM Ventures Annexation Area (Approximately 23 acres in eastern Travis County southwest of the intersection of Parmer Lane and State Highway 130).
- 146 PH Conduct a public hearing to consider comments on issues related to the full purpose annexation of the Anderson Mill Road & RM 620 Right-of-way (ROW) Annexation Area (Approximately 35 acres in Williamson and Travis Counties west of the intersection of

Anderson Mill Road and U S 183 and north of the intersection of Anderson Mill Road and RM 620)

- 147 PH Conduct a public hearing to consider comments on issues related to the full purpose annexation of the Anderson Mill Road & U S 183 Annexation Area (Approximately 74 acres in Williamson County northwest of the intersection of Anderson Mill Road and US 183)

### **Adjourn**

 *The City of Austin is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.*

 *For assistance please call 974-2210 OR 974-2445 TDD*

A person may request a Spanish language interpreter be made available by contacting the Office of the City Clerk not later than twenty-four hours before the scheduled time of the item on which the person wishes to speak. Please call 974-2210 in advance or inform the City Clerk's staff present at the council meeting.

Cualquier persona puede solicitar servicios de interprete en español comunicandose con la oficina del Secretario/a Municipal a no mas tardar de veinte y cuatro horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.

## CITY COUNCIL AGENDA

### Council Meetings

January 10, 2008

January 17, 2008

January 31, 2008

February 14, 2008

February 28, 2008

March 6, 2008

March 20, 2008

March 27, 2008

April 10, 2008

April 24, 2008

May 8, 2008

May 15, 2008

May 22, 2008

June 5, 2008

June 19, 2008

July 24, 2008

August 7, 2008

August 21, 2008

August 28, 2008

September 8, 9, 10

(Budget Readings)

September 25, 2008

October 2, 2008

October 9, 2008

October 23, 2008

November 6, 2008

November 20, 2008

December 11, 2008

December 18, 2008

### Canceled Meetings

January 3, 2008

January 24, 2008

February 7, 2008

February 21, 2008

March 13, 2008

April 3, 2008

April 17, 2008

May 1, 2008

May 29, 2008

June 12, 2008

June 26, 2008

July 3, 2008

July 10, 2008

July 17, 2008

August 14, 2008

September 4, 2008

September 18, 2008

October 16, 2008

October 30, 2008

November 13, 2008

November 27, 2008

December 4, 2008

December 25, 2008